

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

CERUZZI HOLDINGS, LLC and
CERUZZI PHILIPSBURG LLC,

Plaintiffs,

vs.

INLAND REAL ESTATE
ACQUISITIONS INC. and INLAND
WESTERN RETAIL REAL
ESTATE TRUST, INC.,

Defendants.

Civil Action No. 3:09-cv-05440

Hon. Mary L. Cooper

STIPULATION OF DISMISSAL WITH PREJUDICE

IT IS HEREBY STIPULATED by and between the parties that all claims asserted by plaintiffs Ceruzzi Holdings, LLC and Ceruzzi Philipsburg, LLC against defendants Inland Western Retail Real Estate Trust, Inc. and Inland Real Estate Acquisitions, Inc. in the above-captioned action are hereby dismissed *with prejudice* pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure. The parties shall bear their own attorneys' fees and costs.

**COLE, SCHOTZ, MEISEL,
FORMAN & LEONARD, P.A.**
Attorneys for Plaintiffs, Ceruzzi Holdings,
LLC and Ceruzzi Philipsburg, LLC

By: _____

Steven R. Klein

FOLEY AND LARDNER, LLP
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Acquisitions, Inc.

By: _____

Anne Sekel

Dated: March 25, 2011

Dated: _____, 2011

DLA PIPER LLP (US)
Attorneys for Defendant, Inland Western
Retail Real Estate Trust, Inc.

By: _____

Matthew A. Goldberg

Dated: _____, 2011

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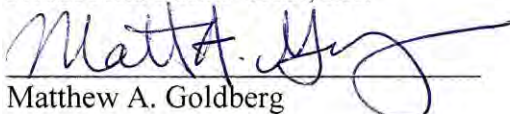
Steven R. Klein

Anne Sekel

Dated: _____, 2011

Dated: March __, 2011

DLA PIPER LLP (US)
Attorneys for Defendant, Inland Western
Retail Real Estate Trust, Inc.


Matthew A. Goldberg

Dated: March 23, 2011